



AMENDMENT TRANSMITTAL LETTER				Docket No. 60533 (70551)	
Application No. 10/749,777-Conf. #1044		Filing Date December 31, 2003		Examiner Dinh, Tien Quang	
Art Unit 3644					
Applicant(s): Yoshiji Ohta et al.					
Invention: FLAPPING APPARATUS					
TO THE COMMISSIONER FOR PATENTS					
Transmitted herewith is an amendment in the above-identified application.					
The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims		- 20 =		x	
Independent Claims		- 3 =		x	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					0.00
<input checked="" type="checkbox"/> Large Entity <input type="checkbox"/> Small Entity					
<input checked="" type="checkbox"/> No additional fee is required for this amendment.					
<input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of \$ _____ A duplicate copy of this sheet is enclosed.					
<input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed.					
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>04-1105</u> as described below. A duplicate copy of this sheet is enclosed.					
<input checked="" type="checkbox"/> Credit any overpayment.					
<input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.					
 David G. Conlin Attorney Reg. No.: 27,026 EDWARDS & ANGELL, LLP P.O. Box 55874 Boston, Massachusetts 02205 (617) 439-4444				Dated: <u>October 6, 2004</u>	
<div style="border: 1px solid black; padding: 5px;"><p>I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 437816359 US, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.</p><div style="display: flex; justify-content: space-between;"><div>Dated: October 6, 2004</div><div>Signature: (Kathryn Grindrod)</div></div></div>					

10/08/04

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Attorney Docket No. 60533 (70551)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Yoshiji OHTA, et al.

SERIAL NO: 10/749,777

EXAMINER: Dinh, Tien Quang

FILED: December 31, 2003

GROUP: 3644

FOR: FLAPPING APPARATUS

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 (Express Mail Label No. EV 437816359 US), and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 6 October 2004.

By: Kathryn A. Grindrod
Kathryn A. Grindrod

Mail Stop: AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO NON-FINAL OFFICIAL
ACTION REQUIRING ELECTION/RESTRICTION**

This is in response to the currently outstanding non-final Official Action in the above-identified case dated September 15, 2004.

Claims 1 – 19 are pending in the subject application. Claims 1 – 19 are subject to an election of species requirement.